

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

TONIA LAFAYETTE,

PLAINTIFF/COUNTERDEFENDANT,

VS.

CIVIL ACTION NO. 4:04CV85-P-B

**GUARANTEE RESERVE LIFE
INSURANCE COMPANY,**

**DEFENDANT/COUNTERPLAINTIFF/
THIRD PARTY PLAINTIFF,**

VS.

**RUTH LOVE, VERONICA EVANS,
and HARRIS FUNERAL HOME**

THIRD PARTY DEFENDANTS

ORDER

In accordance with a Memorandum Opinion issued this day, **IT IS ORDERED AND
ADJUDGED** that:

(1) Tonia Lafayette's Cross Motion for Partial Summary Judgment Against the Defendant, Guarantee Life Insurance Company, and Third Party Defendants Ruth Love and Veronica Evans [39-1] is **DENIED**;

(2) Successor by Merger to Guarantee Reserve Life Insurance Company, Reassure America Life Insurance Company's Motion for Summary Judgment [19-1] is **GRANTED**;
accordingly,

(3) Reassure America is to interplead the subject \$12,000 net insurance policy proceeds into the registry of the Clerk's Office;

(4) Tonia Lafayette, Ruth Love, Veronica Evans, and Harris Funeral Home's claims or potential claims against Reassure America regarding the subject insurance policy are **DISMISSED WITH PREJUDICE**;

(5) Tonia Lafayette, Ruth Love, Veronica Evans, and Harris Funeral Home is hereby **ENJOINED** from filing further actions regarding the subject insurance policy;

(6) Because neither Ruth Love nor Veronica Evans filed answers or otherwise appeared in the instant case after receiving summonses, any claims they have to the subject insurance policy proceeds are **DISMISSED WITH PREJUDICE** by default judgment; and

(7) Upon receiving Reassure America's deposit of \$12,000 to the registry of the Clerk's Office, the Clerk is to remit \$1223.89 to Harris Funeral Home and the remainder, approximately \$10, 776.11 to Tonia Lafayette.

SO ORDERED this the 17th day of August, A.D., 2005.

/s/ W. Allen Pepper, Jr. _____
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE